

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JAN MARTÍNEK,

Plaintiff,

-v.-

AMTRUST FINANCIAL SERVICES, INC.,
BARRY D. ZYSKIND, GEORGE
KARFUNKEL, and LEAH KARFUNKEL,

Defendants.

19 Civ. 8030 (KPF)

ORDER

KATHERINE POLK FAILLA, District Judge:

On August 28, 2019, Plaintiff Jan Martínek filed a class action lawsuit on behalf of certain stockholders in AmTrust Financial Services, Inc. (Dkt. #1). The complaint alleges violations of Section 10(b) of the Securities Exchange Act of 1934 (the “1934 Act”), 15 U.S.C. § 78j(b), and Rule 10b-5 thereunder, 17 C.F.R. § 240.10b-5; and Section 20(a) of the 1934 Act, 15 U.S.C. § 78t(a). (*See id.*).

On August 30, 2019, Plaintiff published the notice of the putative class action on PR Newswire. (Dkt. #10, Ex. A). On September 9, 2019, the Court issued an order requiring any party that wished to be appointed as lead plaintiff of the putative class serve and file a motion on or before October 29, 2019. (Dkt. #11). The Court stated that any opposition to any motion for appointment of lead plaintiff should be served and filed on or before November 12, 2019. (*Id.*). The Court also ordered that a conference would be held on

December 10, 2019, at which the Court would consider any motions for appointment of lead plaintiff and lead counsel and/or for consolidation. (*Id.*).

Plaintiff Jan Martínek, who filed the Complaint in this action, is the only party who has moved for appointment as lead plaintiff and he seeks representation by Wolf Popper LLP. (See Dkt. #18, 19, 20, 21). Thus, there is only one motion for appointment of lead plaintiff and lead class counsel pending before the Court and no opposition to such motion. The Court corresponded with the parties by email and has confirmed that they see no need to appear before the Court for a conference given that there is only one unopposed motion. Accordingly, the conference previously scheduled for December 10, 2019, is hereby AJDOURNED *sine die*. The Court will rule on the motion using the submissions that the Court has already received.

SO ORDERED.

Dated: November 14, 2019
New York, New York

A handwritten signature in blue ink, reading "Katherine Polk Failla".

KATHERINE POLK FAILLA
United States District Judge